



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 97,017-P7)

PATENT

RECEIVED

MAY 22 2002

TECH CENTER 1600,2900

In re Application of:

Kathleen E. Rodgers et al.

Serial No.: 09/723,197

Filed: November 27, 2000

For: **Methods for Treating a Patient Undergoing
Chemotherapy**

Art Unit: 1653

Examiner: **Kam, Chih Min**

6
JH
5/23/02

Assistant Commissioner for Patents

BOX REPSONSE

Washington, D.C. 20231-9999

RESPONSE TO THE OFFICE ACTION OF FEBRUARY 11, 2002

Dear Sir:

Applicants respectfully submit the following in response to the Office Action mailed February 11, 2002.

The Examiner required an election of a single specific sequence for examination in the present case. The Applicants elect SEQ ID NO:4, with traverse. All of the pending claims read on SEQ ID NO:4.

The Applicants traverse this restriction requirement, as the search required for the claimed scope would extensively overlap, and thus would not pose an undue burden on the Examiner. For example, at least the following sequences are completely contained within the sequence of SEQ ID NO:4: SEQ ID NOS:5, 6, 8, 9, 10, and 11.

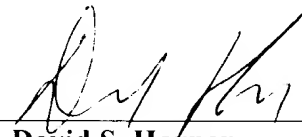
If the Examiner believes that a telephone or personal interview would expedite prosecution of the instant application, the Examiner is invited to call the undersigned at (312) 913-2106.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff

Date: May 16, 2002

By: _____

A handwritten signature in dark ink, appearing to read "David S. Harper", is written over a horizontal line.

David S. Harper

Registration No. 42,636